

WILMERHALE

May 6, 2021

David W. Bowker

**By ECF and Email**

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The Honorable Analisa Torres  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, NY 10007  
Torres\_NYSDChambers@nysd.uscourts.gov

Re: *Altana Credit Opportunities Fund SPC et al. v. Bolivarian Republic of Venezuela*,  
No. 1:20-cv-8402-AT [rel. 1:19-cv-3123-AT]  
Status Letter Regarding Service of Process

Dear Judge Torres:

On behalf of our clients—Altana Credit Opportunities Fund SPC, Altana Credit Opportunities Fund 1 SP, and Altana Funds Ltd. Cayman (collectively, “Plaintiffs”)—I respectfully submit this status letter regarding service of process, pursuant to your Honor’s Order of March 22, 2021 (Dkt. 27).

Since our prior status letter submitted on March 22, 2021 (Dkt. 26), to our knowledge, there have been no further developments regarding the completion of service. As the Court is aware, upon the filing of the Second Amended Complaint (Dkt. 24), we promptly prepared the necessary materials for service upon Defendant Bolivarian Republic of Venezuela and submitted those materials to the Clerk of Court, in accordance with Section 1608(a)(4) of the Foreign Sovereign Immunities Act. On February 10, 2021, the Clerk of Court mailed the service documents to the U.S. Department of State and filed a certificate of mailing with the Court (Dkt. 25).

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On March 15, 2021, we contacted the Department of State, Office of the Legal Adviser, inquiring about the status of service. On March 18, 2021, the Department responded that it “received this case and currently [was] in the process of serving the country.” On March 29, 2021, the Department reiterated that the “request for service on Venezuela ... [was] still being processed,” and that “it ha[d] not yet been transmitted via diplomatic channels.” Most recently, on May 3, 2021, we contacted the Department again to ask about the status of service. As of the date of this letter, we have not received a response. We will continue to provide updates to the Court and promptly notify the Court when service of process is complete.

Sincerely,

/s/ David W. Bowker  
David W. Bowker